

Docket No.: 302674US91

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 09/884,531  
Applicants: Brian MCCONNELL, et al.  
Filing Date: June 19, 2001  
For: INTERACTIVE VOICE AND TEXT MESSAGE  
SYSTEM  
Group Art Unit: 2145  
Examiner: Ajay M. BHATIA

SIR:

Attached hereto for filing are the following papers:

**STATEMENT UNDER 37 CFR 3.73(b)  
GENERAL POWER OF ATTORNEY  
Copies of ASSIGNMENT as filed (2)  
CHANGE OF CORRESPONDENCE ADDRESS**

Our check in the amount of - is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

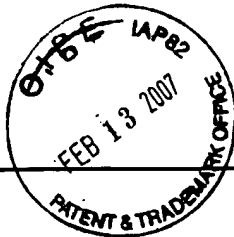
Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)

  
Scott A. McKeown

Registration No. 42,866



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Brian McConnell, et al.

Application No./Patent No.: 09/884,531

Filed/Issue Date: June 19, 2001

Entitled: INTERACTIVE VOICE AND TEXT MESSAGE SYSTEM

Visto Corporation, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, government agency, etc.)

States that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of less than the entire right, title and interest.

The extent (by, percentage) of its ownership interest is \_\_\_\_\_%

in the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above. A copy of the assignment is attached. The assignment was previously recorded or is being recorded concurrently herewith.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
Signature

2-13-07

Date

Scott A. McKeown

Printed or Typed Name

(703) 413-3000

Telephone Number

42,866

Registration Number



**GENERAL POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

I hereby appoint:

☒ Practitioners associated with the Customer Number

**22850**

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to the address associated with Customer Number **22850**.


Assignee Name and Address:

Visto Corporation  
101 Redwood Shores Parkway  
Suite 400  
Redwood City, California 94065

A statement under 37 CFR 3.73(b) is attached.

**SIGNATURE OF ASSIGNEE OF RECORD**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Signature		Date:	1/8/2007
Name	Tim Robbins	Telephone:	(650) 486 6004
Title	VP + General Counsel		

# Assignment of Patent Rights

**CCPY**

Dated: May 29, 2001

Assignor: Mr. Brian McConnell  
Address: 841 Corbett Avenue  
San Francisco, CA 94131

Assignor: Mr. David Krupinski  
Address: 50 Canterbury Court  
Teaneck, NJ 07666

Assignee: Trekmail, Inc.  
Address: 841 Corbett Avenue  
San Francisco, CA 94131

Assignor:  
Address:

Assignor:  
Address:

Assignor:  
Address:

If there is more than one Assignor or Assignee, the words "Assignor" and "Assignee" shall include them.

This assignment relates to:

☒ a United States patent application signed by Assignor on June 18, 2001 and entitled INTERACTIVE VOICE AND TEXT MESSAGE SYSTEM; or

☐ a United States patent application filed in the U.S. Patent and Trademark Office on \_\_\_\_\_ assigned Serial No. \_\_\_\_\_; or

☐ an issued United States patent, issued on \_\_\_\_\_, 20\_\_\_\_, under United States Patent No. \_\_\_\_\_.

This patent application or issued patent is hereinafter referred to as "the Patent".

Assignor has received Ten Dollars (\$10.00) and other good and valuable consideration for this assignment.

Assignor assigns to Assignee all of Assignor's right, title and interest in the Patent, the invention described and claimed in the Patent, and all patents that may issue based on the invention and on the Patent in the United States *and in every foreign country*. Assignor also assigns to Assignee all priority rights in the Patent.\*

*In those countries where permitted, the Assignor authorizes the Assignee to apply for patents for the invention directly in Assignee's name.\** Assignor authorizes the Commissioner of Patents and Trademarks or other governmental authority to issue all patents for the invention directly to Assignee.

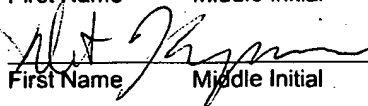
Assignor states that Assignor has the right to grant to Assignee the rights which are assigned by this assignment. Assignor will sign any additional documents as may be needed to carry out the purpose of this assignment.

This assignment is binding on all parties who lawfully succeed to the rights of or take the place of Assignor or Assignee.

\* Strike italicized sections only if foreign rights are not intended to be assigned.

The undersigned hereby grant(s) to the firm of Kaplan & Gilman, L.L.P., 900 Route 9 North, Woodbridge, New Jersey 07095, the power to insert on this assignment any further identification of the Patent which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office concerning recordation of this document.

The effective date of this assignment is the date at the top of this assignment.

SIGNATURE(S)			DATE	TYPED OR PRINTED NAME(S)
First Name	Middle Initial	Last Name		Brian McConnell
			5/29/2001	
First Name	Middle Initial	Last Name		David Krupinski
First Name	Middle Initial	Last Name		
First Name	Middle Initial	Last Name		

STATE OF  
COUNTY OF

On \_\_\_\_\_ before me personally came

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

\_\_\_\_\_  
Notary Public

STATE OF MASSACHUSETTS  
COUNTY OF MIDDLESEX

On 5/29/01 before me personally came

DAVID KRUPINSKI

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

  
Notary Public

KATHLEEN M. GEE  
EXPIRATION 8/25/02

STATE OF  
COUNTY OF

On \_\_\_\_\_ before me personally came

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

\_\_\_\_\_  
Notary Public

STATE OF  
COUNTY OF

On \_\_\_\_\_ before me personally came

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

\_\_\_\_\_  
Notary Public

# Assignment of Patent Rights

Dated: June 5, 2001

Assignor: Mr. Brian McConnell  
Address: 841 Corbett Avenue  
San Francisco, CA 94131

Assignor: Mr. David Krupinski  
Address: 50 Canterbury Court  
Teaneck, NJ 07666

Assignee: Trekmail, Inc.  
Address: 841 Corbett Avenue  
San Francisco, CA 94131

Assignor:  
Address:

Assignor:  
Address:

Assignor:  
Address:

If there is more than one Assignor or Assignee, the words "Assignor" and "Assignee" shall include them.

This assignment relates to:

☒ a United States patent application signed by Assignor on June 5, 2001 and entitled INTERACTIVE VOICE AND TEXT MESSAGE SYSTEM; or

☐ a United States patent application filed in the U.S. Patent and Trademark Office on \_\_\_\_\_ assigned Serial No. \_\_\_\_\_; or

☐ an issued United States patent, issued on \_\_\_\_\_, 20\_\_\_\_, under United States Patent No. \_\_\_\_\_.

This patent application or issued patent is hereinafter referred to as "the Patent".

Assignor has received Ten Dollars (\$10.00) and other good and valuable consideration for this assignment.

Assignor assigns to Assignee all of Assignor's right, title and interest in the Patent, the invention described and claimed in the Patent, and all patents that may issue based on the invention and on the Patent in the United States *and in every foreign country. Assignor also assigns to Assignee all priority rights in the Patent.\**

*In those countries where permitted, the Assignor authorizes the Assignee to apply for patents for the invention directly in Assignee's name.\** Assignor authorizes the Commissioner of Patents and Trademarks or other governmental authority to issue all patents for the invention directly to Assignee.


Assignor states that Assignor has the right to grant to Assignee the rights which are assigned by this assignment. Assignor will sign any additional documents as may be needed to carry out the purpose of this assignment.

This assignment is binding on all parties who lawfully succeed to the rights of or take the place of Assignor or Assignee.

\* Strike italicized sections only if foreign rights are not intended to be assigned.

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The effective date of this assignment is the date at the top of this assignment.

SIGNATURE(S)			DATE	TYPED OR PRINTED NAME(S)
X			6/5/2001	Brian McConnell
First Name	Middle Initial	Last Name		
X			X	David Krupinski
First Name	Middle Initial	Last Name		
First Name	Middle Initial	Last Name		

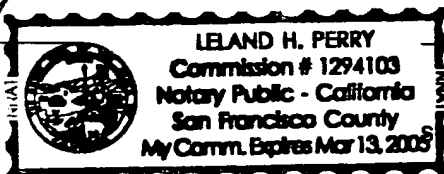
STATE OF CALIFORNIA  
CITY AND COUNTY OF SAN FRANCISCO

STATE OF  
COUNTY OF

On JUNE 5, 2001 before me personally came  
BRIAN MCCONNELL  
to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

On before me personally came  
to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

  
Notary Public



Notary Public

STATE OF  
COUNTY OF

STATE OF  
COUNTY OF

On before me personally came

On before me personally came

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

to me known to be the Assignor(s) described in and who executed the foregoing Assignment, and the Assignor(s) duly acknowledged to me execution of the same.

Notary Public

Notary Public

## ASSIGNMENT

**COPY**

For and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, TREKMAIL, INC. a California corporation having offices at 55 Leveroni Ct., Novato, CA 94949 (hereinafter "Assignor"), hereby grants, assigns, sells, transfers, conveys, sets over and quitclaims effective as of August 3, 2005 to VISTO CORPORATION, a Delaware corporation having offices at 275 Shoreline Dr., Suite 300, Redwood City, CA 94065 (hereinafter "Assignee"), its successors and assigns the entire rights, title and interests in and to the patent applications set forth herein below; in and to the inventions covered by such patent applications; in and to any further provisional, patent, divisional, continuation, continuation-in-part, or reissue applications corresponding to such patent applications and any reexamination of such patents and patent applications which may arise therefrom; in and to any foreign patents and patent applications corresponding thereto; and the right to claim priority based on the filing dates of such patent applications under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purpose; together with all claims for profits damages due or accrued by reason of past, present, or future infringements of such patents and applications, with the right to sue for, and collect the same for, Assignee's own use and benefit, and for the benefit of Assignee's successors, assigns, and legal representatives. Assignor will without further compensation, perform such lawful acts and execute all further documents as Assignee may reasonably request to effectuate fully the assignment of such patents and patent applications. This Assignment may be executed in one or more counterparts, each of which will be deemed to be an original copy of this Assignment and all of which, when taken together, will be deemed to constitute one and the same assignment.

### Patents and Patent Applications Assigned Herein

Patent Application Serial No.	Title	Filing Date
09/884,531	INTERACTIVE VOICE AND TEXT MESSAGE SYSTEM	June 19, 2001



**TREKMAIL, INC. (Assignor)**

BLAIR MCLOMEL  
Printed Name

Pres. D. Earl  
Title

Date \_\_\_\_\_

STATE OF \_\_\_\_\_ )  
 ) SS:  
COUNTY OF \_\_\_\_\_ )

**My Commission Expires:**

Resident of \_\_\_\_\_ County

- 2 -

~~VISTO CORPORATION~~ (Assignee)

**Signature**

Tim Robb, Jr.

Printed Name

## General Counsel

## Title

10/20/2005

Date \_\_\_\_\_

## **ACKNOWLEDGMENT**

STATE OF \_\_\_\_\_ )  
 ) SS:  
COUNTY OF \_\_\_\_\_ )

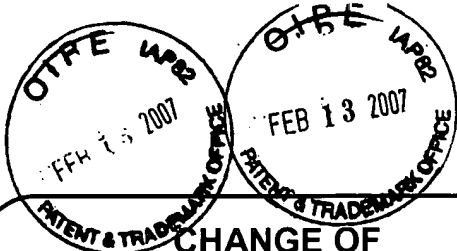
Acknowledged before me, a Notary Public, within and for said County and State.  
WITNESS my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

**My Commission Expires:**

**Notary Public**

Resident of \_\_\_\_\_ County

Printed Name



**CHANGE OF  
CORRESPONDENCE ADDRESS  
Application**

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/884,531
Filing Date	June 19, 2001
First Named Inventor	Brian MCCONNELL
Art Unit	2145
Examiner Name	Ajay M. BHATIA
Attorney Docket Number	302674US91

Please change the Correspondence Address for the above-identified patent application to:

☒ The address associated with Customer Number:

**22850**

I am the:

- ☐ Applicant/Inventor.
- ☐ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ Attorney or agent of record. Registration Number 42,866
- ☐ Registered practitioner named in the application transmittal letter in an application without an  
Executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

Signature

Typed or Printed Name

Scott A. McKeown

Date

2-13-07

Telephone

(703) 413-3000

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.